

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

SUITS – Land Acquisition – Nizamabad District – Renjal (Mandal) – Tadbiloli (Village) –
O.P.No.11/93 – Sanction of **Rs.24,05,380/-** - Orders Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 535

DATE:14.07.2009

Read:

From the Secy.to CCLA, AP, Hyd.Lr.No.SRP2/266/2009, dt:06.06.09
along with the proposal of the Spl.Collector, LA, SRSP, SSP & JCRGLIP
Hyderabad dt:20.03.2009.

O R D E R:

The Secretary to the Chief Commissioner of Land Administration, Hyderabad has submitted the proposals for sanction of decretal charges in respect of O.P.No.11/93 pertaining to Tadbiloli (V) Renjal (M) of Nizamabad District. The then Land Acquisition Officer, L.A.Unit, Pochampad had acquired the land for an extent of Acs.64.28 gts for submergence of +1092 contour level of SRSP Reservoir in the limits of Tadbiloli (V) Renjal (M) of Nizamabad District by fixing the market value @Rs.14,500/- per acre vide Award No.8/92-93, dt:27.07.92. The claimants sought reference U/s.18 of the L.A.Act of enhancement of the market value awarded by the LAO in O.P.No.11/93. The I-Addl.District Judge, Nizamabad in judgment dt:11.06.2002 has enhanced the market value from Rs.14,500/- to Rs.30,000/- per acre. As the enhancement was more than 50%, the SDC has preferred an appeal which was numbered as A.S.No.3073/2004. The Hon'ble High Court in its orders dt:02.11.2004 in CMP No.14468/2004 has granted interim stay on condition to pay 50% of the decretal amount. Accordingly, an amount of Rs.18,55,491/- was sanctioned and the same was deposited on 22.02.2005 in the Lower Court. Finally, the Hon'ble High Court in its order dt:06.7.2007 in A.S.No.3073/09 has confirmed the decree of the Lower Court while dismissing the appeal preferred by the state.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.24,05,380/- (Rupees Twenty four lakhs five thousand three hundred and eighty only)** towards decretal charges in O.P.No.11/93 pertaining to Tadbiloli (V) Renjal (M) of Nizamabad District subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The Special Collector (LA), SRSP, SSP & JCRGLIP, Hyderabad is directed to follow the directions issued by the Hon'ble High Court on 30.04.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants in respect of O.P.No.11/93 under SRSP for avoiding intervention of the middlemen.

4) The expenditure sanctioned in para (2) above shall be debitable to the following Head of Account "2701- Capital Out Lay – M & MI – 01 – Major Irrigation – Commercial – MH.116 - Sriramasagar Project –GH.11 – Normal State Plan – SH (26) Dams and Appurtenant works – 530/532 lands (Charged)". In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

5) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O.No.2570/F4(2)/2009-1, dated 07.07.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To

The Secretary to CCLA, Andhra Pradesh, Hyderabad.
The Special Collector, LA, SRSP, SSP & JCRGLIP, Tarnaka, Hyderabad.
The SDC, LA-cum-Loc, Unit, SRSP, Pochampad.
The Administrative-cum-Chief Engineer, Hyderabad.
The Director of Works Accounts, Hyderabad.
Copy to: P.S. to Minister (M& MI).
Finance (W&P) Department/File C.No.14510/LA-III(A1/2009
SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER